

**TWENTY-EIGHTH DAY**

(Continued)

(Tuesday, March 2, 1937)

The House met at 10:00 o'clock a. m., and was called to order by Speaker Calvert.

**EXPRESSING APPRECIATION  
TO MEMBERS OF THE  
HOUSE**

The Speaker laid before the House, and had read the following communications:

The family of Mrs. Charles Needham Avery will hold in grateful remembrance your kind expression of sympathy.

Austin, Texas, March 1, 1937.

Mrs. Louise Snow Phinney, Chief Clerk

House of Representatives  
Austin, Texas

May I express my sincere appreciations for sympathy extended in House Resolution 10 and for the beautiful flowers. I also truly appreciate the many thoughtful acts of Members of the House.

Sincerely yours,

**HAROLD BATES.**

**BILL AND RESOLUTION SIGNED  
BY THE SPEAKER**

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolution:

S. B. No. 72, "An Act to amend an Act of the Twenty-eighth Legislature, creating a road system for Palo Pinto and Bosque Counties, and declaring an emergency."

S. C. R. No. 35, In Memory of Honorable T. S. Henderson.

**HOUSE BILL ON FIRST READING**

The following House bill, introduced today, (by unanimous consent) was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Huddleston:

H. B. No. 965, A bill to be entitled "An Act to prohibit the use of a seine for taking fish in the waters and tributaries of the Bosque River

in Hamilton County, Texas; providing, however, for the use of a net during the months of July, August, September and October for the purpose of taking fish; permitting the use of a minnow seine not more than twenty (20) feet in length for the purpose of taking minnows for bait; providing a penalty; repealing Chapter 47, Acts of the Forty-fourth Legislature, Regular Session; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

**MESSAGE FROM THE SENATE**

Austin, Texas, March 2, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 37, Granting continuation of suit brought by W. F. Sewell against the State.

S. C. R. No. 38, Granting continuation of suit filed by E. A. Eliot to sue the State.

Passed

S. B. No. 57, A bill to be entitled "An Act providing for rural school supervisors in certain counties; prescribing how and for what length of term said supervisor shall be elected; prescribing the duties of said supervisors; prescribing the qualifications of said supervisors; prescribing the salaries of such supervisors; and prescribing other things incidental to said purpose, and declaring an emergency."

S. B. No. 175, A bill to be entitled "An Act providing for the disposition of fees collected, and to be collected from applicants for teacher's certificates, and schools applying for approval under the provisions of Article 2888, Revised Civil Statutes of 1925, by placing same in the General Revenue Fund of the State of Texas; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 247, A bill to be entitled "An Act amending Sections 1, 4, 5, 6, 7, 9, and 18 of House Bill No. 755, Chapter 241, General Laws of the Forty-fourth Legislature, Regular Session; providing that the Comp-

troller is authorized to promulgate certain rules and regulations to regulate the sale of cigarettes for movement into States adjoining Texas when such cigarettes have the tax stamps of such adjoining State affixed, and declaring an emergency."

S. B. No. 200, A bill to be entitled "An Act providing for the installation of signal units on State highways outside of incorporated cities and towns, and declaring an emergency."

S. B. No. 261, A bill to be entitled "An Act amending Section 14, Chapter 277, Acts of the Regular Session, Forty-second Legislature, 1931, as amended by the Forty-third Legislature, 1933, relating to motor carriers, and declaring an emergency."

S. B. No. 302, A bill to be entitled "An Act creating a Special Road Law for San Patricio County, Texas, and declaring an emergency."

S. B. No. 330, A bill to be entitled "An Act creating a Special Road Law for Karnes County, Texas, and declaring an emergency."

S. B. No. 333, A bill to be entitled "An Act creating a Special Road Law for Wise County, Texas, and declaring an emergency."

S. B. No. 351, A bill to be entitled "An Act creating a Special Road Law for Montague County, Texas, and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### COMMEMORATING TEXAS INDEPENDENCE DAY

(In Joint Session)

In accordance with the provisions of House Concurrent Resolution No. 26, by Mr. McConnell, heretofore adopted, providing for a Joint Session of the House and Senate at 10:15 o'clock a. m., today, for the purpose of commemorating Texas Independence Day, the Honorable Senators were announced at the bar of the House, and escorted by Honorable Bob Barker, Secretary of the Senate, advanced into the Hall and occupied seats prepared for them.

Senator Will D. Pace, President Pro Tempore of the Senate, was invited to a seat on the Speaker's stand.

Senator Pace called the Senate to order.

Honorable Robert W. Calvert, Speaker of the House, called the House to order and presented Honorable J. Carroll McConnell of Palo Pinto County, who presided during the ceremonies.

The Honorable Clarence Wharton of Houston, Texas, was escorted to the Speaker's stand by Senators Holbrook and Westerfeld, committee on the part of the Senate, and Honorable Jeff D. Stinson, a member of the committee on the part of the House.

Rev. Geo. W. Coltrin, Chaplin of the House of Representatives, upon invitation of the Chair, delivered the invocation.

Colonel George Hurt, Director of the University of Texas Band, was introduced, and directed the band in playing the "Eyes of Texas", and "Home on the Range", followed by several popular selections.

The Misses Elayne and Eloyce McConnell, Sweethearts of the House, accompanied by Laura Elderidge McConnell and Carolyn McConnell, sang the following, "Beautiful Texas" and "Make Me a Cowboy Again for Today."

Mr. McConnell presented Senator T. J. Holbrook, who introduced Honorable Clarence Wharton.

Mr. Wharton then addressed the Joint Session and the assemblage.

#### SENATE RETIRES

At the conclusion of the Joint Session, at 11:05 o'clock a. m., the Senate retired to its Chamber.

(Speaker in the Chair.)

#### RELATIVE TO HOUSE BILL NO. 221

Mr. Thornton asked unanimous consent of the House that the caption of House Bill No. 221 be amended to conform to all changes and with the body of the bill.

There was no objection offered, and it was so ordered.

#### HOUSE BILLS ON FIRST READING

Mr. Shell moved to introduce, at this time, and have placed on first reading, House Bill No. 966.

The motion prevailed by the following vote:

Yeas—119

Adkins	Lanning
Alsup	Leath
Baker	Leonard
Beckworth	Leyendecker
Bell	Little
Blankenship	Loggins
Boethel	London
Bond	Lucas
Boyer	Mann
Bradbury	Mauritz
Bradford	Mays
Bridgers	McConnell
Broadfoot	McCracken
Brown	McDonald
Burton	McFarland
Cagle	McKee
Carssow	Metcalfe
Cathey	Moffett
Cauthorn	Monkhouse
Celaya	Morse
Davis of Haskell	Newton
Davis of Jasper	Oliver
Davison of Fisher	Palmer
Davisson	Patterson
of Eastland	of Travis
Deglandon	Powell
Derden	Prescott
Dollins	Quinn
England	Ragsdale
Farmer	Reader
Felty	Reed of Bowie
Fielden	Reed of Dallas
Gibson	Rhodes
Hamilton	Riddle
Hankamer	Roark
Hanna	Russell
Harbin	Rutta
Harper	Schuenemann
Harris of Dallas	Settle
Harris of Dickens	Sewell
Hartzog	Sharpe
Heflin	Shell
Herzik	Simpson
Hoskins	Skaggs
Howard	Smith
Huddleston	of Matagorda
Hyder	Stevenson
Jackson	Stinson
Johnson of Ellis	Stocks
Johnson	Talbert
of Tarrant	Tarwater
Jones of Angelina	Tennant
Jones of Wise	Tennyson
Keith	Thornberry
Kelt	Thornton
Kenyon	Vale
Kern	Waggoner
King	Walker
Knetsch	Weldon
Lankford	Westbrook

Winfree  
Wood

Worley

Nays—4

Graves	Patterson of Mills
Harris of Archer	Ross

Absent

Alexander	Holland
Amos	Hull
Cleveland	Jones of Falls
Dean	Keefe
Dickison	Langdon
Fox	McKinney
Hardin	Morris
Harrell	Smith of Hopkins

Absent—Excused

Bates	Jones of Atascosa
Callan	Nicholson
Colquitt	Petsch
Fuchs	Pope
James	Smith of Tarrant

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Shell:

H. B. No. 966, A bill to be entitled "An Act to amend Chapter 23 of the Acts of the Third Called Session of the Thirty-sixth Legislature of the State of Texas, same being an Act entitled 'An Act to aid the City of Rockport in constructing seawalls, breakwaters, revetments and shore protections by donating to the city the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property situated in Aransas County, Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for the misapplication of funds raised therefrom, and to declare an emergency'; by extending the provisions of said Act for a period of forty years from September 1st, 1920 and to aid the City of Rockport to pay interest and sinking funds upon outstanding bonds heretofore issued, the proceeds of which have been used exclusively in constructing and maintaining seawalls, breakwaters and shore protection to protect the City of Rockport and to issue bonds for the purpose of constructing seawalls, breakwaters, revetments and shore protection to protect said City of Rockport."

Referred to the Committee on State Affairs.

## MESSAGE FROM THE SENATE

Austin, Texas, March 2, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 238, A bill to be entitled "An Act to amend Chapter 7 of the Acts of the First Called Session of the Forty-third Legislature, by changing the classification of counties eligible under said Act, and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

## SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 57, to the Committee on Education.

Senate Bill No. 175, to the Committee on Education.

Senate Bill No. 238, to the Committee on Education.

Senate Bill No. 247, to the Committee on Revenue and Taxation.

Senate Bill No. 200, to the Committee on Highways and Motor Traffic.

Senate Bill No. 261, to the Committee on Highways and Motor Traffic.

Senate Bill No. 302, to the Committee on Highways and Motor Traffic.

Senate Bill No. 330, to the Committee on Highways and Motor Traffic.

Senate Bill No. 333, to the Committee on Highways and Motor Traffic.

Senate Bill No. 351, to the Committee on Highways and Motor Traffic.

## RECESS

Mr. Hartzog moved that the House recess to 7:45 o'clock p. m., today.

Question recurring on the motion to recess to 7:45 o'clock p. m., today, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—81

Amos	Loggins
Bell	London
Blankenship	Mann
Boethel	Mays
Boyer	McConnell
Bridgers	McCracken
Broadfoot	McDonald
Brown	McFarland
Burton	McKee
Carssow	Metcalfe
Cauthorn	Moffett
Celaya	Monkhouse
Davis of Haskell	Morris
Davis of Jasper	Morse
Deglandon	Nicholson
Dollins	Oliver
Farmer	Palmer
Felty	Powell
Gibson	Prescott
Hankamer	Ragsdale
Hanna	Reader
Harper	Reed of Dallas
Harrell	Rhodes
Harris of Archer	Riddle
Harris of Dallas	Russell
Hartzog	Schuenemann
Heflin	Sewell
Hoskins	Shell
Huddleston	Simpson
Hyder	Skaggs
Johnson	Smith of Hopkins
of Tarrant	Stevenson
Jones of Angelina	Stinson
Jones of Falls	Stocks
Kenyon	Talbert
King	Tennant
Knetsch	Thornton
Langdon	Vale
Lanning	Walker
Leath	Westbrook
Leyendecker	Winfree

Nays—41

Adkins	Johnson of Ellis
Alsup	Jones of Atascosa
Baker	Jones of Wise
Beckworth	Keith
Bradbury	Kelt
Bradford	Kern
Cagle	Lankford
Cleveland	Lucas
Derden	Patterson of Mills
Fielden	Patterson
Hamilton	of Travis
Harbin	Quinn
Hardin	Reed of Bowie
Harris of Dickens	Roark
Herzik	Ross
Howard	Rutta
Jackson	Settle

Sharpe	Waggoner
Smith	Weldon
of Matagorda	Wood
Tennyson	Worley
Thornberry	

## Absent

Alexander	Graves
Bond	Holland
Cathey	Hull
Davison of Fisher	Keefe
Davison	Leonard
of Eastland	Little
Dean	Mauritz
Dickison	McKinney
England	Newton
Fox	Tarwater

## Absent—Excused

Bates	James
Callan	Petsch
Colquitt	Pope
Fuchs	Smith of Tarrant

The House, accordingly, at 11:20 o'clock a. m., took recess to 7:45 o'clock p. m., today.

## NIGHT SESSION

The House met at 7:45 o'clock p. m., and was called to order by the Speaker.

## LEAVE OF ABSENCE GRANTED

(By unanimous consent)

Mr. Fuchs was granted leave of absence for today, on account of important business, on motion of Mr. Rhodes.

## COMMITTEE TO ESCORT SENATOR TOM CONNALLY TO THE SPEAKER'S STAND

The Speaker announced the appointment of the following committee, on the part of the House, to escort Senator Tom Connally to the Speaker's stand: Mr. Jones of Falls, Mr. Derden, Mr. McConnell, Mr. Dollins and Mr. Cagle.

## ADDRESS BY SENATOR TOM CONNALLY

(In Joint Session)

In accordance with the provisions of Senate Concurrent Resolution No. 40, Providing for a Joint Session of the House and Senate at 8:00 o'clock p. m., today, to hear an address by Senator Tom Connally, the Honorable Senators, escorted by Honorable Bob Barker, Secretary of the Senate, were an-

nounced at the bar of the House, and being duly admitted, occupied seats prepared for them.

Lieutenant Governor Walter Woodul occupied a seat on the Speaker's stand.

Honorable W. A. Keeling, former Attorney General of the State of Texas, former Governor James E. Ferguson, and Mayor Tom Miller of Austin, also occupied seats on the Speaker's stand.

Speaker Calvert called the House to order and stated that the two Houses were in Joint Session for the purpose of hearing an address by Senator Tom Connally.

Lieutenant Governor Walter Woodul called the Senate to order.

Senator Tom Connally, accompanied by Governor James V. Allred, and escorted by Senators Holbrook and Newton, committee on the part of the Senate, and Mr. Jones of Falls, Mr. Derden, Mr. McConnell, Mr. Dollins and Mr. Cagle, committee on the part of the House, was announced at the bar of the House, and being duly admitted, was escorted to a seat on the Speaker's stand.

Speaker Calvert presented Senator Holbrook, who introduced Judge W. A. Keeling. Judge Keeling presented Governor James V. Allred, who in turn introduced Senator Tom Connally.

Senator Connally then addressed the Joint Session and the assemblage.

On motion of Mr. Wood, the address of Senator Connally was ordered printed in the Journal.

## SENATE RETIRES

At the conclusion of the address, the Senate, at 10:00 o'clock p. m., retired to its Chamber.

## ADJOURNMENT

Mr. Jones of Wise moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Tennyson moved that the House recess to 10:00 o'clock a. m., tomorrow.

Question first recurring on the motion to adjourn until 10:00 o'clock a. m., tomorrow, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—37

Bradbury	Broadfoot
Bridgers	Brown

Burton	Leyendecker
Cagle	Loggins
Callan	Mauritz
Deglandon	McConnell
Derden	Moffett
Farmer	Oliver
Fielden	Palmer
Graves	Patterson
Hamilton	of Travis
Hanna	Reed of Bowie
Johnson of Ellis	Ross
Jones of Wise	Rutta
Kelt	Simpson
Kern	Smith
King	of Matagorda
Knetsch	Weldon
Langdon	Westbrook
Lankford	

## Nays—34

Alexander	Lanning
Amos	Leath
Beckworth	Little
Boethel	McCracken
Bond	Quinn
Boyer	Ragsdale
Bradford	Riddle
Dollins	Roark
Gibson	Settle
Hankamer	Stevenson
Harbin	Tarwater
Harper	Tennant
Harris of Archer	Tennyson
Harris of Dallas	Waggoner
Harris of Dickens	Winfree
Hartzog	Wood
Hyder	Worley

## Absent

Adkins	Hoskins
Alsup	Howard
Baker	Huddleston
Bell	Hull
Blankenship	Jackson
Carssow	Johnson
Cathey	of Tarrant
Cauthorn	Jones of Angelina
Celaya	Jones of Falls
Cleveland	Keefe
Davis of Haskell	Keith
Davis of Jasper	Kenyon
Davison of Fisher	London
Davisson	Lucas
of Eastland	Mann
Dean	Mays
Dickison	McDonald
England	McFarland
Felty	McKee
Fox	McKinney
Hardin	Metcalfe
Harrell	Monkhouse
Heflin	Morris
Herzik	Morse
Holland	Newton

Patterson of Mills	Shell
Powell	Skaggs
Prescott	Smith of Hopkins
Reader	Stinson
Reed of Dallas	Stocks
Rhodes	Talbert
Russell	Thornberry
Schuenemann	Thornton
Sewell	Vale
Sharpe	Walker

## Absent—Excused

Bates	Leonard
Colquitt	Nicholson
Fuchs	Petsch
James	Pope
Jones of Atascosa	Smith of Tarrant

The House, accordingly, at 10:10 o'clock p. m., adjourned until 10:00 o'clock a. m., Wednesday, March 3.

## APPENDIX

## STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Constitutional Amendments: House Joint Resolutions Nos. 10 and 26.

Criminal Jurisprudence: House Bills Nos. 398 and 672.

Penitentiaries: House Bill No. 703.

## TWENTY-NINTH DAY

(Wednesday, March 3, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Bridgers
Adkins	Broadfoot
Alexander	Brown
Alsup	Burton
Amos	Cagle
Baker	Callan
Beckworth	Carssow
Bell	Cathey
Blankenship	Cauthorn
Boethel	Celaya
Bond	Cleveland
Boyer	Davis of Haskell
Bradbury	Davis of Jasper
Bradford	Davison of Fisher